

City of Sherwood, Oregon
Resolution No. 92-520

A RESOLUTION ADOPTING A STATEMENT OF PRINCIPLES FOR STORM WATER MANAGEMENT IN THE CITY, INITIATING A COMPREHENSIVE UPDATE TO THE CITY STORM WATER MASTER PLAN, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in recent years the management of storm water quantity and quality has become a vastly more complex and important aspect of municipal concern and responsibility, and

WHEREAS, the City's current storm water master plan was adopted at a time (1981) when storm water was generally managed in a much different way from current practices, and

WHEREAS, the City has been a full participant in regional efforts, through the Unified Sewerage Agency (USA), to produce plans, policies, and practices consistent with current best management practices, and State and Federal regulations, and

WHEREAS, USA's planning effort has, of necessity, been divided into sub-basins of the Tualatin River, and the Sherwood area may not become part of an active sub-basin planning effort until 1996 or later, and

WHEREAS, intense development activity within the City dictates that an update to the storm water master plans for the Rock Creek and Cedar Creek sub-basins within the City needs to occur before 1996.

NOW, THEREFORE, THE CITY RESOLVES AS FOLLOWS:

Section 1. Management Principles. As an interim guideline to City staff, City boards and commissions, the development community, and property owners within the City, the following statement of principles for storm water management is hereby adopted:

- a. No property should suffer increased runoff rates above present levels as a result of upstream development, unless a sub-basin stormwater management plan has been approved.
- b. All storm water discharged into a stream or wetland shall be substantially treated and all water emanating from the City and discharging into the proposed Tualatin River National Wildlife Refuge shall be of a quality to enhance the overall functioning of the Refuge.

Resolution No. 92-520

April 8, 1992

Page 1

- c. All significant wetlands and associated riparian zones within the City shall be preserved. Lesser wetlands and associated riparian areas, if disturbed, shall be mitigated in a predesignated location in accordance with a City wetlands inventory approved by all appropriate State and Federal agencies.
- d. A storm water management master plan shall be prepared for all areas of the City and the appropriate fee and charges shall be adopted to ensure its implementation in a timely manner.
- e. All streams or ponds, and associated riparian areas, shall be protected from the impacts of development and/or returned to natural conditions, to the greatest extent practicable, and maintained in a manner that allows maximum public enjoyment while preserving the functioning of the natural ecology.
- f. The City shall, in cooperation with the Sherwood School District and other educational bodies, become a catalyst for the educational use and research of City waters, wetlands, and natural areas.
- g. The City shall take a lead role in working with other jurisdictions, Federal and State resource agencies, and impacted land owners in implementing the preceding goals through intervention up and down stream of all City water courses, including those flowing to areas outside of the Urban Growth Boundary.

Section 2. Master Plan Update. City staff is hereby directed to obtain funding and/or budget for an immediate comprehensive update to the City stormwater management master plan. As political boundaries do not necessarily conform to watersheds, and as a planning effort including the entire Rock Creek and Cedar Creek drainages is clearly well beyond the City's financial resources and jurisdictional authority, it is recognized that a City plan will not answer all stormwater questions, and that future regional, cooperative efforts will be necessary to complete the full stormwater picture.

Section 3. Other Planning Efforts. USA is hereby strongly encouraged to make every effort within its authority to accelerate its planning activities in order to provide for regional solutions in all areas of its jurisdiction. In the case of the Sherwood area in particular, USA is strongly urged to bring Clackamas County into a stormwater management effort for the upper reaches of the Cedar Creek and Rock Creek drainages. City staff is hereby directed to complete current City stormwater planning efforts as expeditiously

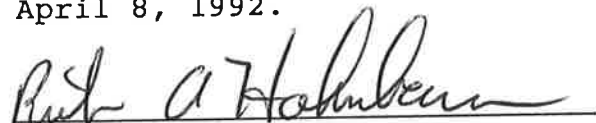
as possible, while taking care to maximize public involvement, so as to achieve the legal authority to spend current City capital resources on plan implementation.

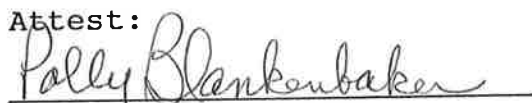
Section 4. Finances. In addition to current City capital resources, City staff is hereby directed, as planning documents and development actions are approved, to investigate and propose additional mechanisms for funding the planning, engineering, construction, and management of storm water facilities. Such mechanisms could include but are not limited to: a City surcharge on the USA-wide monthly stormwater "user" charge; establishment of a new City stormwater system development charge (SDC) or a surcharge on the present USA-wide SDC; utilization of City bonding capacity through the formation of local improvement districts, or the issuance of revenue or general obligation bonds; joint ventures with interested regional, State, and Federal agencies such as USA, the Oregon Department of Environmental Quality, and the U. S. Fish and Wildlife Service; the application of further development exactions and/or securing the cooperative participation of the development community in funding stormwater management solutions.

Section 5. Resolution Distributed. The City Recorder is hereby ordered to immediately distribute copies of this Resolution to the appropriate City staff and consultants; to such agencies as USA, ODEQ, DSL, and the Army Corps of Engineers; and to the Sherwood development community.

Section 6. Effective Date. This Resolution shall become effective upon approval and adoption.

Duly passed by the City Council on April 8, 1992.


Rick A. Hohnbaum, Mayor

Attest:

Polly Blankenbaker,
City Recorder